

DWR'S ACTION TO COMPLY WITH 2014 PEREMPTORY WRIT OF MANDATE

Re: *Central Delta Water Agency, et al. v. DWR, et al.*
(Sacramento County Superior Court Case No. 34-2010-80000561)

Rosedale- Rio Bravo Water Storage District, et al. v. DWR, et al.
(Sacramento County Superior Court Case No. 34-2010-80000703)

Whereas, on November 24, 2014 the Sacramento County Superior Court, issued Findings and Peremptory Writ of Mandate in the above referenced cases; and

Whereas, in issuing the Writ, the Superior Court ordered DWR to "vacate its February 1, 2010 certification of the Monterey Plus EIR."

Whereas, in a Director decision dated February 1, 2010, Lester A. Snow, former Director of DWR, the lead agency under CEQA, made the following statement:

"I certify that the final EIR has been completed in compliance with CEQA, that the final EIR was presented to me in my capacity as the Department's decision making body, and that the final EIR reflects the Department's independent judgment and analysis. I have reviewed and considered the information contained in the final EIR prior to approval of the project."

Now, therefore, DWR takes the following action to comply with the terms of the Peremptory Writ of Mandate:

As Director of DWR, the lead agency under CEQA, I hereby set aside DWR's February 1, 2010 certification of the Monterey Plus EIR as adequate under CEQA.



Mark W. Cowin, Director

12/14/14
Date